IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.5357 OF 2004
IN
CRIMINAL APPEAL NO.652 OF 2003

Mr. Rajesh Jagdishsingh Thakur ...Applicant.

V/s

The State of Maharashtra ...Respondent.

Mr. A.K. Singh for the applicant.

Mr. D.P. Adsule, APP for the respondent - State.

CORAM: V.M. KANADE, J.
DATE : 23rd December, 2004.

P.C.:

1. Heard the learned Counsel appearing on behalf of the applicant and the learned APP for the respondent - State.

2. Applicant is convicted for having committed an offence under section 304 Part-II read of section 34 of the Indian Penal Code and sentenced to undergo R.I. for four years. His earlier application for bail was rejected on 23/6/2003. Applicant has by now undergone two years of sentence. Thereafter, the present application has been filed.

3. Considering the fact that the applicant has undergone more than 50% of the sentence and that the

appeal is not likely to be heard immediately in the near future as also considering the statements of the witnesses who have not attributed any role to the present applicant, the applicant be released on bail in the sum of Rs 5000/- with one or two sureties in the like amount.

V.M. KANADE, J.